

December 1, 2005

Mr. William Kolender
c/o Marla Marshall
6913 Camino Pacheco
San Diego, CA 92111

RE: Acknowledgment of Return of Contributions Made in the Name of Another and
Compliance with California Government Code § 85701

Dear Mr. Kolender:

We are in receipt of your payment in the amount of \$5,000. This letter will serve as acknowledgment from the Enforcement Division of the Fair Political Practices Commission that you are in compliance with your duty under California Government Code § 85701¹ to repay \$5,000 in contributions made in the name of another to your former controlled committee, Friends of Bill Kolender for Sheriff, to the General Fund of the state.

As we informed you in our prior communications, in cases prosecuted by the Commission earlier this year (In the Matter of Sidney E. Frank, FPPC No. 04/001, and In the Matter of Jeffrey P. Peace, FPPC No. 04/001), individuals admitted to making contributions in the name of another, and aiding and abetting in the making of these contributions, to your controlled committee, Friends of Bill Kolender for Sheriff, during your campaign for San Diego County Sheriff. The aggregate dollar amount of these contributions was \$5,000.

Upon contact by the Enforcement Division of the Fair Political Practices Commission informing you that you were in receipt of these contributions and advising you of your duty to repay them, you promptly made the required payment in full. We appreciate your cooperation in ensuring that contributions that are illegally made are returned to the General Fund of the state as required by law.

¹ Section 85701 states that "Any candidate or committee that receives a contribution in violation of Section 84301 shall pay to the General Fund of the state the amount of the contribution." Section 84301 states that "No contribution shall be made, directly or indirectly, by any person in a name other than the name by which such person is identified for legal purposes."

This matter will appear as an “informational item” only on the agenda for the next meeting of the Fair Political Practices Commission.

If you have any questions, please do not hesitate to contact the undersigned at (916) 322-5660.

Sincerely,

Amanda H. Saxton
Commission Counsel
Enforcement Division